

MESSAGE NO: 8352114 MESSAGE DATE: 12/18/1997

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: OTH-Other PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-827

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 11/23/1997 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: NOTICE OF COURT DECISION: CERTAIN CASED PENCILS FROM THE PEOPLE'S
REPUBLIC OF CHINA (A-570-827)

MESSAGE NO: 8352114

DATE: 12 18 1997

CATEGORY: ADA

TYPE: OTH

REFERENCE:

REFERENCE DATE:

CASES: A - 570 - 827

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PERIOD COVERED: 11 23 1997 TO

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,
PORT DIRECTORS

FROM: DIRECTOR, IMPORT OPERATIONS

RE: NOTICE OF COURT DECISION: CERTAIN CASED PENCILS FROM THE
PEOPLE'S REPUBLIC OF CHINA (A-570-827)

1. ON NOVEMBER 13, 1997, THE U.S. COURT OF INTERNATIONAL TRADE
AFFIRMED THE DETERMINATION MADE BY THE DEPARTMENT OF
COMMERCE PURSUANT TO A VOLUNTARY REMAND RELATING TO ITS
FINAL DETERMINATION OF SALES AT LESS-THAN-FAIR VALUE ON
CERTAIN CASED PENCILS FROM THE PRC.

2. ON DECEMBER 11, 1997, COMMERCE PUBLISHED IN THE FEDERAL
REGISTER ITS NOTICE OF THE COURT DECISION IN THIS CASE. (62
FR 65243) THE REVISED RATES CALCULATED AS A RESULT OF THIS
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COURT DECISION, HOWEVER, WILL NOT GO INTO EFFECT AT THIS TIME, PENDING A POSSIBLE APPEAL OF THE DECISION.

3. AS A RESULT OF THE COURT DECISION, CHINA FIRST CO. LTD./CHINA FIRST, AN EXPORTER/PRODUCER COMBINATION EXCLUDED FROM THE ANTIDUMPING DUTY ORDER ON CERTAIN CASED PENCILS FROM THE PRC (59 FR 66909, DECEMBER 28, 1994), IS NOW TENTATIVELY (PENDING CONCLUSIVE DISPOSITION OF THE REMAND) INCLUDED IN THE ORDER. THEREFORE, EFFECTIVE NOVEMBER 23, 1997, LIQUIDATION SHALL BE SUSPENDED ON ENTRIES, OR WITHDRAWALS FROM WAREHOUSE, FOR CONSUMPTION OF THE SUBJECT MERCHANDISE FROM CHINA FIRST CO. LTD./CHINA FIRST. A ZERO DEPOSIT RATE WILL BE IN EFFECT FOR ENTRIES OF THE SUBJECT MERCHANDISE FROM CHINA FIRST CO. LTD./CHINA FIRST, PENDING CONCLUSIVE DISPOSITION OF THE REMAND.
7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, IMPORT OPERATIONS, ANTIDUMPING/COUNTERVAILING DUTY, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT VINCENT KANE AT 202-482-2815, OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.
8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party